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TO: **EXAMINER ALI, Shumaya B.** FROM: GUY V. TUCKER

COMPANY: **UNITED STATES PATENT OFFICE** PHONE NUMBER: **650-631-3100**  
GROUP ART UNIT: **3743**

FAX NUMBER: **1-571-273-8300** FAX NUMBER: **650-631-3125**

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NOTES/COMMENTS:

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OCT 28 2005

Practitioner's Docket No. 0136.00

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Alston et al.

Application No.: 10/729,832

Filed: 12/5/2003

For: RECEPTACLE FOR AN AEROSOLIZABLE PHARMACEUTICAL FORMULATION

Group No.: 3743

Examiner: ALI, Shumaya B.

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## STATUS

2. Applicant is other than a small entity.

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that a three month extension of time is required and is submitted herewith. Please charge the fee of \$1,020.00 for this extension to deposit account number 500348.

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CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\*

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*Karen J. Moir*

Karen J. Moir  
 (type or print name of person certifying)

Date: 10/28/2005

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Signed: 

Karen Muir

## In the United States Patent and Trademark Office

Applicant: Alston et al.

Applicant's Ref: 0136.00

Examiner: Ali, Shumaya B.

Application No: 10/729,832

Group Art Unit: 3743

Filed: December 5, 2003

Title: Receptacle for an aerosolizable  
pharmaceutical formulationAMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment is in response to the Office Action dated May 3, 2005 and is being filed within six months thereof with a request for a three month extension of time. The present amendment is being filed in accordance with revised rule 37 CFR 1.121. Thus, marked-up amendments to the claims and/or specification are provided and no clean versions of the amendments are provided.

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